

Appl. No. : 10/799,529
Filed : March 11, 2004

SUMMARY OF PERSONAL INTERVIEW

Exhibits and/or Demonstrations

None

Identification of Claims Discussed

Claims 1-4, 6-21, 29-33, 40-47, 52, and 59-62, i.e., all the pending claims.

Identification of Prior Art Discussed

None.

Proposed Amendments

Applicants proposed to add the word “yeast” prior to “fermentation” in the phrase “aerobic fermentation supernatant.”

Principal Arguments and Other Matters

Applicants argued that including the word “yeast” will address the Examiner’s concern, as stated in the Advisory Action of February 28, 2008, that the single example, i.e., yeast, is not representative of the broad genus. Applicants further argued that the scope of the claims does in fact include culture media with cells removed and without disrupting the cells. Applicants pointed to the Examples 1-3 for support.

Results of Interview

The Examiner agreed that the specification supports the scope of claims that include culture media with cells removed and without disrupting the cells. The Examiner further agreed that including the word “yeast” would address her concerns regarding the written description rejection. The Examiner stated that she will fully consider the proposed amendments and would discuss any additional issues with Applicants’ representative in a phone call.

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SUMMARY OF TELEPHONIC INTERVIEW

Exhibits and/or Demonstrations

None

Identification of Claims Discussed

Claims 29 and 59, i.e., the two independent claims.

Identification of Prior Art Discussed

None.

Proposed Amendments

Applicants proposed to include the limitations of claims 1 and 19 into claim 29 and similarly amend claim 59.

Principal Arguments and Other Matters

During a telephonic conversation with Applicants' representative, the Examiner stated that further issues under 35 U.S.C. § 112 remain. Applicants suggested to include the limitations of claims 1 and 19 into the independent claims.

Results of Interview

The Examiner stated that the proposed amendments would address her concerns, but further stated that she would conduct an additional search on the amended set of claims.